HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 16352/2026
CNR: RJHC020995192026 | URN: CRLMB / 30229U / 2026

Devendra Gurjar S/o Laxman Gurjar, aged about 23 years, R/o Village Danta, Thana Srinagar, District Ajmer.
(At present confined in Central Jail, Ajmer).

----Petitioner

Versus

The State of Rajasthan, through P.P.

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 16353/2026
CNR: RJHC020993802026 | URN: CRLMB / 30231U / 2026

Ranjeet S/o Shri Ban Jeevan @ Banna Lal, aged about 30 years, R/o Village Danta, Police Station Srinagar, District Ajmer (Rajasthan).
(Presently confined at Central Jail, Ajmer).

----Petitioner

Versus

State Of Rajasthan, through P.P.

----Respondent

S.B. Criminal Miscellaneous Bail Application No. 16354/2026
CNR: RJHC020993772026 | URN: CRLMB / 30232U / 2026

Kuldeep @ Rahul S/o Late Shri Dayal, aged about 22 years, R/o Village Danta, Police Station Srinagar, District Ajmer (Rajasthan)
(Presently confined at Central Jail, Ajmer).

----Petitioner

Versus

State of Rajasthan, through P.P.

----Respondent

For Petitioner(s)	:	Mr. Aayush Agarwal with Mr. Kirtivardhan Singh, through V.C.
For Respondent(s)	:	Mr. N.S. Dhakad, P.P.

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

27/10/2026

1. Since these instant Criminal Misc. Bail Applications are arising out of the same FIR, therefore, they are being heard and decided by this common order.

2. These bail applications under Section 483 of BNSS have been filed on behalf of the petitioners, who have been arrested in connection with FIR No.344/2026, registered at Police Station Nasirabad Sadar, District Ajmer (Rajasthan) for offences punishable under Sections 115(2), 126(2), 109(1), 352 & 3(5) of the Bharatiya Nyaya Sanhita, (in short 'BNS') 2023.

3. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the present case. Counsel submits that cross-cases have been registered between the parties. Counsel submits that the alleged incident occurred in the spur of the moment and the material available on record would reveal that the injury sustained by the injured on the stomach was accidental. Counsel submits that there are no criminal antecedents against the petitioners Devendra Gurjar and Kuldeep @ Rahul, whereas one criminal antecedent is recorded against the petitioner Ranjeet for the offences punishable under Sections 323 and 341 IPC. Counsel further submits that the trial is likely to take considerable time to conclude and that the petitioners have been in custody since their respective dates of arrest. Further custody of the petitioners would not serve any fruitful purpose.

4. Learned Public Prosecutor vehemently opposes the submissions advanced on behalf of the petitioners. He submits that the offences punishable under Sections 115(2), 126(2), 352, 110 and 3(5) of the BNS have been found to be proved. However, the offence punishable under Section 109(1) of the BNS (Section 307 IPC) is not made out.

5. I have considered the contentions.

6. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the parties, especially considering the manner in which the alleged incident occurred, the role attributed to the petitioners, the material available on record, as also the fact that cross-cases have been registered between the parties, and trial is likely to take considerable time in its conclusion as well as looking to the period of custody, but without commenting anything on the merits/demerits of the case, this Court deems it fit and proper to allow these bail applications.

7. These bail applications are accordingly allowed and it is directed that accused-petitioners **(1) Devendra Gurjar S/o Laxman Gurjar (2) Ranjeet S/o Shri Ban Jeevan @ Banna Lal & (3) Kuldeep @ Rahul S/o Late Shri Dayal** shall be released on bail provided, each of them furnishes a personal bond in the sum of Rs.1,00,000/- together with two sureties in the sum of Rs.50,000/-, each to the satisfaction of the learned trial Court with the stipulation that they shall appear before that Court and any Court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

8. The observations made hereinabove are only for decision of these bail applications and would not have any impact on the trial of the case in any manner.

(ANIL KUMAR UPMAN),J

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